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PCT/EP2003/002358 International Application No. 07 March 2003 (07.03.2003) International Filing Date 07 March 2002 (07.03.2002) Priority Date(s) Claimed Masayuki KAWAKAMI, et al. Applicant(s) (DO/EO/US) Title: NEAR INFRARED FLUORESCENT CONTRAST AGENT AND METHOD FOR FLUORESCENCE IMAGING INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98 10/506819 Commissioner for Patents

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

P.O. Box 1450

Alexandria, VA 22313-1450

\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:						
		within three months of the filing date of a national application other than a CPA under § 1.53(d);					
		within three months of the actual filing date of the national phase of a PCT application; OR					
	\boxtimes	before the mailing of a first substantive office action (including after filing of an RCE).					
		37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods ied in 37 C.F.R. § 1.97(b), but before the mailing date of:					
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and					

		is acco	mpanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
		a final	action under 37 C.F.R. § 1.113;
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);
		OR a r	notice of allowance under 37 C.F.R. § 1.311;
	AND i	s filed o	on or before payment of the issue fee; AND is accompanied by:
			tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).
Staten	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited	<u>Materia</u>	<u>ls</u>	
		ancest	of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
		Copies report.	s of materials listed but not attached were cited in an international search
		Not re	quired by 37 CFR § 1.98.
	\boxtimes	Copies	s of the materials listed are attached.

Non-E	nglish I	anguage References					
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).					
		A foreign-language search report from a foreign patent office is provided, pertinent parts are translated substantively below:					
			levance when it is taken alone levance when it is combined with another such				
		A = document defining the ge	neral state of the art				
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			stand the theory or principle underlying the				
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	Please	charge to Deposit Account No. 1	3-3402 \$ for the fee identified above.				

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969 Attorney/Agent for Applicants

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Attorney Docket No.: LEDER-0010

Date: July 26, 2005

AJZ:ssr

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Substitute	for form 1449A/PTO			Complete if Known			
				Application Number	10/506,819		
INFO	RMATION	DISC	LOSURE	Filing Date	September 7, 2004		
STAT	TEMENT BY	Y APF	PLICANT	First Named Inventor	Masayuki KAWAKAMI, et al.		
				Group Art Unit	unknown		
	(use as many she	ets as ne	cessary)	Examiner Name	unknown		
Sheet	1	of	1	Attorney Docket Number	LEDER-0010		

U.S. PATENT DOCUMENTS								
		U.S. Patent Docume			Date of Publication of Cited Document			
Examiner Initials *	Cite No.¹	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	MM-DD-YYYY			
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Examiner Initials*	Cite No.1	Office ³	Number ⁴	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T⁵
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.